

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

BRYAN CONKLING,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIV. 14-0234- WJ/KBM
	)	
TRI-STATE CAREFLIGHT, LLC, and	)	
BLAKE STAMPER, Individually,	)	
	)	
Defendants.	)	
_____	)	

**SUGGESTION OF DEATH UPON THE RECORD AND UNOPPOSED  
MOTION TO VACATE TRIAL SETTING AND PRE-TRIAL DEADLINES**

NOTICE is hereby given to the parties in this matter, and to the Court, that Plaintiff Bryan Conkling was fatally injured on or around September 2, 2015. As indicated by local news reports, Mr. Conkling's body was found in the Sandia Mountains in the early morning of September 2, 2015.

In order to afford Mr. Conkling's family time to make decisions and for a personal representative to be appointed, Counsel for Mr. Conkling hereby request that the trial setting and other deadlines presently scheduled in this matter be VACATED. Because there were pending discovery issues still unresolved at the time of Mr. Conkling's death, we specifically request that such vacation include discovery deadlines.

Although a personal representative for Mr. Conkling has not yet been appointed, it is anticipated that Mr. Mark Conkling, father to the decedent, will be appointed as personal representative. In accordance with Rule 25 of the Federal Rules of Civil Procedure, counsel for

Plaintiff will file a Motion for Substitution of Parties or other appropriate pleadings within ninety days of the date of this notice.

WHEREFORE, the Plaintiffs request the Court vacate the trial setting of December 7, 2015 be vacated; and that Pre-Trial deadlines, discovery and other trial preparation deadlines be vacated as well.

Respectfully submitted,

JONES, SNEAD, WERTHEIM, &  
CLIFFORD, P.A.  
*Attorneys for Plaintiff Bryan Conkling*

By: /s/ Samuel C. Wolf  
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**CERTIFICATE OF SERVICE**

It is hereby certified that on the 30th' day of September 2015, a true and correct copy of the foregoing Unopposed Motion to Vacate Trial Setting and Pre-trial Deadlines Including Discovery was e-filed and served electronically through the Odyssey system on:

Charles Vigil Esq.  
Jeffery L. Lowry  
P.O. Box 1888  
Albuquerque, New Mexico 87103

s/Samuel C. Wolf